

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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In the matter of the application of the United States for a Search Warrant Authorizing the Search of [elainaperstein@yahoo.com](mailto:elainaperstein@yahoo.com)

2:13-mj-00645-VCF

and

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In the matter of the application of the United States  
for a Search Warrant Authorizing the Search of  
[coachelaina@yahoo.com](mailto:coachelaina@yahoo.com)

2:13-mj-00646-VCF

**SEALED ORDER**

Before the Court are the Applications to Proceed in District Court without Prepaying Fees or Costs and Petitions to Quash Third Party Summons (#'s 1 & 2) in case numbers 2:13-mj-00645-VCF and 2:13-mj-00646-VCF. Elaina Saperstein seeks to proceed in forma pauperis and to quash warrants issued to search two email accounts in the custody of Internet Service Provider, Yahoo!, Inc., elainasaperstein@yahoo.com and coachelaina@yahoo.com. On October 9, 2013, the government filed responses to the motions to quash in both cases. (#4). The government states that the warrants were issued in an effort to obtain evidence for a Joint Terrorism Task Force investigation of alleged ongoing conduct by a sovereign citizen group in violation of federal criminal statutes. *Id.*

### **Discussion/law:**

Fed. R. Crim. P. 41(b)(3) authorizes this Court to issue search warrants. It states:

(b) At the request of a federal law enforcement officer....:

(3) a magistrate judge- in an investigation of domestic terrorism...- with authority in any district in which activities related to the terrorism may have occurred has authority to issue a

1 warrant for a person or property within or outside that district. Pursuant to the Federal Rules of  
2 Criminal Procedures 41(b)(3), the government may request a magistrate judge to issue search warrants;  
3 thus, Elaina Saperstein's Motions to Quash (#2) are denied in both cases.

4 The Applications for Leave to Proceed in forma pauperis, in both cases, are unnecessary as a  
5 filing fee was not charged. The Applications for Leave to Proceed in forma pauperis are denied as  
6 unnecessary.

7 Accordingly,

8 IT IS HEREBY ORDERED that the Applications to Proceed in District Court without Prepaying  
9 Fees or Costs (#1) are DENIED as unnecessary in case numbers 2:13-mj-00645 and 2:13-mj-00646.

10 IT IS FURTHER ORDERED that Elaina Saperstein's Motions to Quash (#2) are DENIED in  
11 case numbers 2:13-mj-00645 and 2:13-mj-00646.

12 DATED this 23rd day of October, 2013.



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13 CAM FERENBACH  
14 UNITED STATES MAGISTRATE JUDGE  
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